

**SUPREME COURT MINUTES
THURSDAY, MAY 28, 2009
SAN FRANCISCO, CALIFORNIA**

S149499 B182437 Second Appellate District, Div. 7 **HERNANDEZ (BONNIE) v.
CITY OF POMONA**

Opinion filed: Judgment reversed

For the reasons stated above, we hold that the trial court did not err in entering judgment for defendants. We therefore reverse the Court of Appeal's judgment and remand the matter with directions to reinstate the trial court's judgment.

Majority Opinion by Chin, J.

-- joined by George, C. J., Kennard, Baxter, & Corrigan, JJ.

Concurring Opinion by Moreno, J.

-- joined by Werdegarr, J.

Concurring Opinion by Corrigan, J.

-- joined by Baxter, J.

S162156 C055838 Third Appellate District **S.B., IN RE**

Opinion filed: Judgment reversed

We reverse the judgment of the Court of Appeal.

Majority Opinion by Corrigan, J.

-- joined by George, C. J., Kennard, Baxter, Werdegarr, Chin, and Moreno, JJ.

S056364 **PEOPLE v. JONES (ALBERT)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Scott C. Taylor's representation that he anticipates filing the respondent's brief by July 27, 2009, counsel's request for an extension of time in which to file that brief is granted to July 27, 2009. After that date, no further extension is contemplated.

S056766 **PEOPLE v. LEON (RICHARD)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Alison Pease's representation that she anticipates filing the appellant's opening brief by March 2010, counsel's request for an extension of time in which to file that brief is granted to July 27, 2009. After that date, only four further extensions totaling about 240 additional days are contemplated.

S091898**PEOPLE v. RUBIO (GILBERT RAUL)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Christina A. Spaulding's representation that she anticipates filing the appellant's opening brief by November 2010, counsel's request for an extension of time in which to file that brief is granted to July 31, 2009. After that date, only eight further extensions totaling about 480 additional days are contemplated.

S152074**WILSON (LESTER HARLAND) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Michael Meaney's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by July 20, 2009, counsel's request for an extension of time in which to file that document is granted to July 20, 2009. After that date, no further extension is contemplated.

S166435

A116798 First Appellate District, Div. 2

CLAYWORTH (JAMES) v. PFIZER, INC.

Extension of time granted

On application of appellants and good cause appearing, it is ordered that the time to serve and file appellants' reply brief on the merits is extended to June 22, 2009.

S167453**LENART (THOMAS HOWARD) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Jesse Witt's representation that he anticipates filing the informal response to the petition for writ of habeas corpus by June 4, 2009, counsel's request for an extension of time in which to file that document is granted to June 4, 2009. After that date, no further extension is contemplated.

S171429

H032441 Sixth Appellate District

PEOPLE v. TORRES (JUAN MATIAS)

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Mark Farbman is hereby appointed to represent appellant on the appeal now pending in this court.

S172248**HENDERSON (DAVID J.) v.
S.C. (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S172777**TOY (EVERETT) v. S.C.
(PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S172837**ARAMBULA (GONZALO) v.
DEPARTMENT OF
CORRECTIONS &
REHABILITATION
(PEOPLE)**

Transferred to Court of Appeal, Fifth Appellate District

The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District.

Fourth Appellate District, Div. 2 **TRANSFER ORDERS**

The following matters, now pending in the Court of Appeal, Fourth Appellate District, are transferred from Division Two to Division Three:

- | | | |
|----|---------|--------------------------------|
| 1. | E047470 | People v. Marco Martinez |
| 2. | E047371 | People v. Modesto Leon et al. |
| 3. | E047401 | People v. Tony Martinez |
| 4. | E047372 | People v. Lance Green |
| 5. | E047343 | People v. Richard Medeiros |
| 6. | E047254 | People v. John Nelson |
| 7. | E047576 | People v. Jennifer Stull |
| 8. | E046859 | People v. Jose Olivarez et al. |

S172951

General Bar admission order filed
Motion No. 871

**BAR ADMISSION 2009
(FEBRUARY EXAM)**

**SUPREME COURT MINUTES
THURSDAY, MAY 28, 2009
SAN FRANCISCO, CALIFORNIA**

The Supreme Court of California convened in the courtroom of the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on Thursday, May 28, 2009, at 9:00 a.m.

Present: Chief Justice Ronald M. George, presiding, and Associate Justices Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan.

Officers present: Frederick K. Ohlrich, Clerk, and Gail Gray, Calendar Coordinator.

S149752 Charlene J. Roby, Plaintiff and Respondent,
v.
McKesson HBOC et al., Defendants and Appellants.

[To be called and continued to a future calendar.]

S163577

Imperial Merchant Services, Inc., a California corporation doing business as Check Recovery Systems, Plaintiff and Appellant.

v.

Brandy G. Hunt, Defendant and Appellant.

Cause called. Clark Garen argued for Appellant Imperial Merchant Services, Inc.

Ronald H. Sargis argued for Amicus Curiae California Association of Collectors.

Paul Arons argued for Appellant Hunt.

Clark Garen argued in Rebuttal for Appellant Imperial Merchant Services, Inc.

Ronald H. Sargis argued in Rebuttal for Amicus Curiae California Association of Collectors.

Mr. Garen replied.

Cause submitted.

S159282

In re J.R., a Person Coming Under the Juvenile Court Law.

The People, Plaintiff and Respondent,

v.

J.R., Defendant and Appellant.

Cause called. Lori A. Quick, Sixth District Appellate Program Court-appointed Counsel, argued for Appellant.

Jeff Bryant, Office of the Attorney General, argued for Respondent.

Ms. Quick replied.

Cause submitted.

Court recessed until 1:30 p.m. on this date.

Court reconvened pursuant to recess.

Members of the court and officers present as first shown.

S154790

21st Century Insurance Company, Petitioner,

v.

San Diego County Superior Court, Respondent;

Silvia Quintana, Real Party in Interest.

Cause called. Robert S. Gerstein argued for Real Party in Interest.

John T. Brooks argued for Petitioner.

Mr. Gerstein replied.

Cause submitted.

S064574

The People, Respondent,

v.

Michael Matthew Martinez, Appellant.

Cause called. Paul J. Spiegelman, Court-appointed Counsel, argued for Appellant.

Jill Thayer, Office of the Attorney General, argued for Respondent.

Mr. Spiegelman replied

Cause submitted.

S068536

The People, Respondent,
v.
Richard McWhorter, Appellant.

Cause called. David S. Adams, Court-appointed Counsel, argued for Appellant.
Brook Bennigson, Office of the Attorney General, argued for Respondent.

Mr. Adams replied.
Cause submitted.

Court adjourned.

